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May 2, 1997

MAY 2

Federal Communications Commission Office of Secretary

## BY HAND DELIVERY

Mr. William F. Caton **Acting Secretary** Federal Communications Commission 1919 M Street, N.W., Room 222 Washington, DC 20554

Re:

Metro Broadcasters-Texas, Inc.

MM Docket No. 97-26; RM-8968

Detroit, Texas

Dear Mr. Caton:

Transmitted herewith on behalf of Metro Broadcasters-Texas, Inc., are an original and four copies of its "Motion for Leave to File Supplemental Comments" in the above-referenced proceeding.

Should any questions arise concerning this matter, please communicate directly with this office.

Very truly yours,

Andrew S. Kersting

Counsel for

Metro Broadcasters-Texas, Inc.

**Enclosures** 

cc (w/ encl.): Certificate of Service

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### BEFORE THE

# Federal Communications Commission

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MAY 2 - 1997

Federal Communications Commission
Office of Secretary

In the Matter of	)
Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations (Detroit, Texas)	) MM Docket No. 97-26 ) RM No. 8968 )

To: Chief, Allocations Branch

## MOTION FOR LEAVE TO FILE SUPPLEMENTAL COMMENTS

Metro Broadcasters-Texas, Inc. ("Metro"), licensee of Station KHYI(FM), Howe, Texas, by counsel, hereby requests that the Commission accept the accompanying supplemental comments in the above-captioned proceeding. In support of this motion, the following is stated:

The Commission issued a *Notice of Proposed Rule Making*, 12 FCC Rcd 1810 (Chief, Allocations Branch 1997), in this proceeding proposing to amend the FM Table of Allotments by allotting Channel 294C2 to Detroit, Texas, as that community's first local aural transmission service. On March 17, 1997, Metro filed its "Comments and Counterproposal" proposing, instead, (i) the allotment of either Channel 238C2, 238C3 or 238A to Detroit, Texas, (ii) the substitution of Channel 294C2 for Channel 238C2 at Hugo, Oklahoma, and (iii) the modification of license of Station KHYI(FM), Howe, Texas, to specify operations on Channel 237C2 in lieu of Channel 237C3. Metro hereby requests leave to supplement its Comments and Counterproposal in this proceeding in order to clarify that it will reimburse the licensee of Station KITX(FM), Hugo, Oklahoma, for its reasonable and prudent costs associated with implementing the requested frequency change.

WHEREFORE, in light of the foregoing, Metro Broadcasters-Texas, Inc. respectfully requests that the Commission GRANT this motion for leave and ACCEPT the accompanying Supplemental Comments.

Respectfully submitted,

METRO BROADCASTERS-TEXAS, INC.

Harry C. Martin

Andrew S. Kersting

Its Counsel

Fletcher, Heald & Hildreth, P.L.C. 1300 North Seventeenth Street 11th Floor Rosslyn, Virginia 22209 (703) 812-0400

May 2, 1997

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**CERTIFICATE OF SERVICE** 

I, Barbara Lyle, a secretary in the law firm of Fletcher, Heald & Hildreth, P.L.C., hereby certify that on this 2nd day of May, 1997, copies of the foregoing "Motion for Leave to File Supplemental Comments" were hand delivered or mailed first-class, postage prepaid, to the following:

John A. Karousos, Chief\*
Allocations Branch
Policy and Rules Division
Mass Media Bureau
Federal Communications Commission
2000 M Street, N.W., Room 565
Washington, DC 20554

William J. Pennington, Esquire P.O. Box 403 Westfield, Massachusetts 10186 Counsel for Great Plains Radiocasting

John F. Garziglia, Esquire Pepper & Corazzini, L.L.P. 1776 K Street, N.W., Suite 200 Washington, DC 20006 Counsel for K95.5, Inc.

Barbara Lyle

\* Hand Delivered